

Message

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Sent: 4/24/2019 6:22:47 PM
To: Brazauskas, Joseph [brazauskas.joseph@epa.gov]
CC: Voyles, Travis [Voyles.Travis@epa.gov]
Subject: FW: POLITICO Influence: Former lawmakers who left office in January already lobbying — More details on Craig's clash with Skadden — Pass USMCA Coalition hires Capitol Counsel

— Former Rep. **Lamar Smith** (R-Texas), meanwhile, who also joined Akin Gump after leaving Congress in January, reported lobbying for four clients. They include **HerdX**, a ranching logistics company; **Otis Eastern Service**, an oil-and-gas pipeline company; **Pebble Limited Partnership**, which is trying to develop an open-pit mine in Alaska; and **Pfizer**, the giant pharmaceutical company.

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From: POLITICO Influence <politicoinfluence@politico.com>
Sent: Wednesday, April 24, 2019 2:19 PM
To: Rodrick, Christian <rodrick.christian@epa.gov>
Subject: POLITICO Influence: Former lawmakers who left office in January already lobbying — More details on Craig's clash with Skadden — Pass USMCA Coalition hires Capitol Counsel

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POLITICO INFLUENCE

04/24/2019 02:18 PM EDT

By THEODORIC MEYER (tmeyer@politico.com)

With David Beavers, Josh Gerstein and Daniel Lippman

FORMER LAWMAKERS WHO LEFT OFFICE IN JANUARY ALREADY LOBBYING: Two lawmakers who left Congress in January and headed to K Street are already lobbying,

according to disclosure filings. Former Rep. **Ileana Ros-Lehtinen** (R-Fla.), who's now at **Akin Gump Strauss Hauer & Feld**, lobbied on Polish-American relations for **MDIF Media Partners I**, a New York investment fund in the first quarter. She also lobbied for **Cermar Investments LLC** on an expropriation settlement with the Honduran government that **Oscar Cerna**, an American businessman, has spent years fighting for.

— Former Rep. **Lamar Smith** (R-Texas), meanwhile, who also joined Akin Gump after leaving Congress in January, reported lobbying for four clients. They include **HerdX**, a ranching logistics company; **Otis Eastern Service**, an oil-and-gas pipeline company; **Pebble Limited Partnership**, which is trying to develop an open-pit mine in Alaska; and **Pfizer**, the giant pharmaceutical company.

— While former senators are banned from lobbying Congress for two years, and former representatives are banned for a year, they're allowed to lobby the administration immediately. Ros-Lehtinen lobbied the Executive Office of the President and the State Department, according to an Akin Gump spokesperson. Smith lobbied the White House, the Agriculture Department, the Energy Department, the Commerce Department, the Environmental Protection Agency, the Executive Office of the President, the National Economic Council, the Council on Environmental Quality and the Office of Management and Budget.

— Other former lawmakers who've headed to K Street since leaving office didn't report lobbying in the first quarter. They include former Sens. **Jon Kyl** (R-Ariz.) and **Joe Donnelly** (D-Ind.), and former Reps. **Luke Messer** (R-Ind.), **Kevin Yoder** (R-Kan.), **Michael Capuano** (D-Mass.), **Joe Crowley** (D-N.Y.), **Bill Shuster** (R-Pa.), **Dave Reichert** (R-Wash.), **Tom Rooney** (R-Fla.) and **Barbara Comstock** (R-Va.). Former Reps. **Lynn Jenkins** (R-Kan.), **Ryan Costello** (R-Pa.) and **Frank LoBiondo** (R-N.J.), who've started their own consulting firms, haven't registered to lobby, either. Some former lawmakers, including LoBiondo, Costello and Rooney, have said they don't plan to do work that would require them to register as lobbyists.

Good afternoon, and welcome to PI. Tips: tmeyer@politico.com. You can also follow me on Twitter: [@theodoricmeyer](https://twitter.com/theodoricmeyer).

SECRET CRAIG CLASH WITH SKADDEN CONFIRMED: A court transcript released Tuesday confirms a POLITICO report that **Greg Craig** fought a secret legal battle to block a top partner at his former firm, **Skadden Arps Slate Meagher & Flom**, from testifying before a grand jury investigating the firm's work for Ukraine, POLITICO's **Josh Gerstein** reports. Hints of the showdown emerged in an order Judge **Amy Berman Jackson** issued last week setting an Aug. 12 trial date for Craig, a former White House counsel under

President **Barack Obama**, on charges of misleading Justice Department officials about the Ukraine work. But the transcript shows that Craig's team unsuccessfully sought to assert attorney-client privilege to head off the testimony from **Lawrence Spiegel**, Skadden's general counsel.

— "It's clear that between October of 2017 and March, early March of 2018 Mr. Spiegel was Mr. Craig's lawyer in this matter," **William Murphy**, one of Craig's attorneys, told Jackson last week, according to the transcript. Judge **Beryl Howell** earlier ruled that both Craig and Spiegel were representing Skadden at a 2013 meeting with lawyers from the Justice Department's Foreign Agent Registration Act unit, discounting Craig's claim that Spiegel represented him at that point. Still, Murphy said Howell limited Spiegel's testimony to what he recalled hearing at the 2013 meeting, which is crucial to the prosecutors' case that Craig misled the government. There are no notes from the meeting, Craig's lawyers said.

— Craig's lawyers have signaled they're certain to try again to limit any testimony from Spiegel at the trial. (Skadden, which settled in January to avoid formal charges and agreed to disgorge \$4.7 million in billings related to the Ukraine work, pledged to make its "best efforts" to make its personnel available for interviews or testimony.) Craig's lawyers also said they believe **Heather Hunt**, the head of the Justice Department's FARA unit, may have misstated the law to grand jurors, tainting the case against Craig.

DON'T MISS MORNING MONEY AT #MIGLOBAL NEXT WEEK: Just one week left to sign up for the special edition Morning Money newsletter from the Milken Institute Global Conference. POLITICO's Ben White will detail the top conversations, major takeaways, and buzzy VIP sightings straight from one of the most influential yearly gatherings of the world's leading minds in business, technology, government, media, philanthropy, health care, and entertainment. [Sign up today.](#)

NEW BUSINESS: The **Pass USMCA Coalition**, which is pressing Congress to ratify President **Donald Trump**'s trade deal with Mexico and Canada, has hired Capitol Counsel for help making its case. **Joshua Kardon**, **Drew Goesl**, **Ethan Pittleman** and **Ann Jablon** — all of whom are former Democratic congressional staffers — and **Margaret Cekuta**, a former Office of the U.S. Trade Representative staffer, will lobby on the coalition's behalf, according to a disclosure filing. The coalition also hired **Cypress Advocacy** and the **Prism Group** in recent months.

— **KPMG** has hired the **S-3 Group** to lobby on a variety of issues. The accounting giant hired the **Williams Group** earlier this year and also retains **Porterfield, Fetting & Sears**, according to disclosure filings.

MORE FIRST-QUARTER NUMBERS: **Thorn Run Partners** brought in \$2.8 million in the first quarter, compared with \$2.5 million in the fourth quarter of 2018 and \$2 million in the first quarter of 2018.

'IT'S ALMOST AS IF WE'RE LIVING IN SOME BIZARRO WORLD': Facebook's hiring of **Jennifer Newstead**, a State Department official who helped shepherd the PATRIOT Act through Congress, and the privacy advocate **Kevin Bankston** has Washington talking, **POLITICO's** **Nancy Scola** and **Steven Overly** report. "Privacy advocates were quick to point out the awkwardness of the Newstead hire, given her association with surveillance at a time when Facebook CEO **Mark Zuckerberg** has outlined a 'shift to private, encrypted services where people can be confident what they say to each other stays secure.' 'It's almost as if we're living in some bizarro world where the company does exactly the opposite of what Zuckerberg states publicly,' said **Ashkan Soltani**, a former chief technologist for the Federal Trade Commission."

— "But others view the new general counsel as an encouraging sign that the company, known for its mantra of "move fast and break things," is taking government oversight seriously. 'She seems to be an adult and these companies need adults,' said one tech company veteran, arguing that the industry has been woefully lacking in a broader understanding of the technology it builds. 'If you can steal talent like that to make these companies be adults, that's only a good thing.'" **Full story.**

ANNALS OF CANNABIS LOBBYING: "The push to legalize marijuana quickly transformed the cannabis industry into a multibillion dollar legal business. And now Fortune 500 companies and elite K Street lobbying firms have joined the green gold rush," **POLITICO's** **Paul Demko** reports. "**Altria**, the tobacco giant better known for Marlboros, recently took a \$1.8 billion stake in the cannabis company **Cronos Group**. **Constellation Brands**, which makes Corona beer, has spent money on cannabis lobbying after making a major investment in **Canopy Growth**, a Canadian marijuana company."

— "On K Street, powerhouse firms like **Holland & Knight** — which has represented **Comcast**, **Google** and **Dow Chemical** — have taken on marijuana clients. The arrival of corporate giants and K Street firms represents a tipping point for the mainstreaming of marijuana legalization in Washington, even while marijuana remains illegal at the federal level. And while there's a long way to go before Congress goes the way of 30-plus states and

legalizes medical or recreational sales, it's clear that special interests think there's money to be made trying to change federal drug policies." [Full story.](#)

APPLE'S TIM COOK SAYS CORPORATE PACS 'SHOULDN'T EXIST': It's not just House Democrats who are beating up on corporate PACs these days. "Apple doesn't have a PAC," **Tim Cook**, **Apple's** chief executive, said on Tuesday at the TIME 100 gala in New York, **Business Insider's Julie Bort** [reports](#). "Apple is probably the only large company, I would think, or one of the very few that doesn't have a PAC. I refuse to have one because it shouldn't exist, right? This should not. I think the people that should be able to donate are the people that can vote."

IF YOU MISSED IT ON TUESDAY: "Former Environmental Protection Agency chief **Scott Pruitt** has likely failed in his efforts to block the proposed closure of several coal-fired power plants in Indiana," **The Associated Press** reports. "Pruitt [registered as an energy lobbyist](#) in Indiana last week for the parent company of Terre Haute-based mining company **Sunrise Coal. Hallador Energy Co.** of Denver says Pruitt is asking state officials to stop two utilities from shuttering the plants since the Trump administration is reviewing Obama administration pollution rules."

— "But Indiana House Speaker **Brian Bosma** said Tuesday he believes it's too late to revive the plant-closing ban as this year's legislative session could conclude Wednesday. The House defeated the proposal two weeks ago." [Full story.](#)

What's Next In Education? A movement is afoot to bring into U.S. schools tools, practices and curricula that reduce students' trauma and stress, and improve learning and student well-being. [Join POLITICO](#) on Thursday, May 2, for a high-level conversation on how this movement seeks to transform the learning environment in schools.

JOBS REPORT

— The **Alpine Group** has hired **Hannah Schmidt** as a legislative analyst. She was previously on the minority staff of the House Small Business Committee.

— **Molly Fishman** has joined the **California Life Sciences Association** as director of federal government relations, based in the group's Washington office. She most recently was legislative director for Rep. **Jackie Speier** (D-Calif.).

NEW JOINT FUNDRAISERS

Sean Patrick Maloney House Victory Fund (Rep. Sean Patrick Maloney, DCCC)

NEW PACS

Alabama Senate Republican Nominee Fund 2020 (PAC)

Alliance Party of Washington (PAC)

Give.GOP (PAC)

Kansas Senate Republican Nominee Fund 2020 (PAC)

Michigan Senate Republican Nominee Fund 2020 (PAC)

Minnesota Senate Republican Nominee Fund 2020 (PAC)

NEGATIVE.VOTE Limited Liability Company (Super PAC)

New Hampshire Senate Republican Nominee Fund 2020 (PAC)

New Mexico Senate Republican Nominee Fund 2020 (PAC)

The Brave and the Beautiful (Super PAC)

The Washington Advantage PAC (PAC)

Virginia Senate Republican Nominee Fund 2020 (PAC)

NEW LOBBYING REGISTRATIONS

American Federal Lobbying Firm: Billy Dumesle

American Federal Lobbying Firm: Gislhaine Belony Gedeon

American Federal Lobbying Firm: Jean Hubertaud Cavalier

American Federal Lobbying Firm: Lenex Gedeon

American Federal Lobbying Firm: Michelange Sejour

American Federal Lobbying Firm: Mirlande Eugene Ambroise

American Federal Lobbying Firm: Wilgens Aristide

Banner Public Affairs, LLC: EpiVario

Banner Public Affairs, LLC: Wireless Guardian

BGR Government Affairs: One Concern, Inc.

BGR Government Affairs: Recro Pharma, Inc.

Bighorn Public Affairs Group: Kenjya-Trusant Group, LLC

Capitol Counsel LLC: Pass USMCA Coalition

Foley & Lardner, LLP: Research Products Corporation

Midfield Consulting LLC "fka Mr. Michael Joyce": NADA/ATD

S-3 Group: KPMG LLP

Safer GVW, Inc: Safer GVW, Inc

Signal Group Consulting, LLC: Authentic8, Inc.

Todd Strategy, LLC: Astrazeneca Pharmaceuticals Lp

Todd Strategy, LLC: Bayer Corporation

Velos (Formerly Pinnacle Engineering and Management Solutions): Kratos

Velos (Formerly Pinnacle Engineering and Management Solutions): Slingshot Aerospace

Vianovo: Unisyn Voting Solutions

Ziontz Chestnut: Swinomish Indian Tribal Community

NEW LOBBYING TERMINATIONS

Capitol Hill Strategies, LLC: Altria Client Services LLC

Capitol Hill Strategies, LLC: Delta Air Lines, Inc.

Cura Strategies: Children's Cardiomyopathy Foundation

Cura Strategies: MyoKardia

DLA Piper LLP (US): Claim Your Health Data Coalition

Foley & Lardner, LLP: PRO Sports Club

Foley & Lardner, LLP: Total Administrative Services Corporation

J.A. Green and Company (formerly LLC): Harris Corporation

Jeff Burton: Health Care Services Corp

Kyle House Group: New Venture Fund

Kyle House Group: Polaris Industries, Inc.

Kyle House Group: The Alliance for Bangladesh Worker Safety

Mr. Doyce Boesch: USAFunds

O'Keeffe Strategies, LLC: Capital SouthEast Connector JPA

O'Keeffe Strategies, LLC: Ford Motor Company

O'Keeffe Strategies, LLC: Portland Cement Association

O'Keeffe Strategies, LLC: Tri-County Metropolitan Transportation District Of Oregon (TRIMET)

Parkview Advisors, LLC: Wellington Strategies on behalf of WESCO

Sandler Trade, LLC: Embassy of Thailand on behalf of the Alliance of GSP Countries

Thompson Consulting Group: Puyallup Tribe

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